



R00011101

RCRA Records Center

40 CFR Part 260

[SWH-FRL-2064-4]

Hazardous Waste Management System; Summary of Rulemaking Petitions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Public notice of rulemaking petitions filed with EPA concerning the

Resource Conservation and Recovery Act.

SUMMARY: This notice sets forth a list of petitions received in response to the regulations implementing the hazardous waste management system established by the Resource Conservation and Recovery Act (RCRA). Petitions cover both requests to make general changes to the regulations and specific requests to exclude, on a site-specific basis, wastes from regulation as hazardous. This notice updates the Federal Register of Monday, December 7, 1981 (46 FR 59537) and provides a list of all petitions received by the Agency subsequent to that publication as of January 31, 1982. This notice informs of the receipt and purpose of each petition and thereby allows interested parties to comment or respond on appropriate petitions.

FOR FURTHER INFORMATION CONTACT: For information on any of these petitions, the reader should contact Matt Straus at (202) 755-9187.

SUPPLEMENTARY INFORMATION: On May 19, 1980, EPA promulgated the first phase of regulations implementing the hazardous waste management system established by Subtitle C of the Resource Conservation and Recovery Act of 1976, as amended ("RCRA") by publishing 40 CFR Parts 260 to 265 and 122 to 124. Among other things, these regulations set forth informal rulemaking procedures whereby persons may (1) petition the Administrator to modify or revoke any provision in 40 CFR Parts 260 through 265 (see § 260.20);

(2) petition the Administrator to add new testing or analytical methods to Parts 261, 264 or 265 if the person demonstrates that the proposed method is equal to or superior to the corresponding method prescribed in Parts 261, 264 or 265 (see § 260.21); or (3) petition the Administrator to obtain, on a site-specific basis, an exclusion of his listed waste from regulation as hazardous (see § 260.22).

Some commenters have indicated that they are prejudiced because the Agency does not publish any notice of receipt of a RCRA rulemaking petition (although the petitions are immediately available in the docket). EPA agrees that publication in the Federal Register noticing receipt of petitions could better serve the legitimate interests of potential commenters and of the Agency. Accordingly, the Agency began publishing in the Federal Register on December 7, 1981 a list of all petitions filed with the Agency under either § 260.20, 260.21 or 260.22. This notice is the second and updates that Federal Register notice by providing a list of all petitions received by the Agency subsequent to that publication as of January 31, 1982 and provides a brief summary of the substance of the petitions.

Dated: February 24, 1982.

Christopher J. Capper,
Acting Assistant Administrator, Solid Waste and Emergency Response.

I. PETITIONS FILED UNDER 40 CFR 260.20 AND 40 CFR 260.21

[General Rulemaking and Petitions for Equivalent Testing or Analytical Methods]

| Log No. | Company | Address | Brief summary of petition |
|---------|--|--|--|
| R 022 | Olin Water Services | 61 Corporate Woods, 9393 W. 110th St., Overland Park, KN 66210 | Requests that § 265.176 be modified to allow containers holding ignitable or reactive waste with 50 ft. of the property line. |
| R 023 | Engelhard, Engelhard Industries Division | 70 Wood Avenue, on 770, Iselin, NJ 08830 | Requests that § 262.34 be amended that would allow generators to store hazardous waste on-site in emergency surface impoundments for 90 days or less on the same or similar conditions now apply for on-site storage in tanks. |
| R 024 | Stablex Corporation | 2 Radnor Corporate Center, Radnor, PA 19087 | Requests EPA to exclude the residue generated from the Stablex treatment process from being considered a hazardous waste at each and every permanent facility to be constructed at Stablex. |

II. PETITIONS FILED UNDER 40 CFR 260.22

[Petitions to Amend Part 261 to Exclude a Waste Produced at a Particular Facility]

| Log No. | Company | Address | Waste listings to be excluded |
|---------|--|--|--|
| 0248 A | R.R. Donnelly & Sons Co., Mattoon Manufacturing Division | U.S. Rt. 45 N., Box 189, Mattoon, IL 61838 | Chromium bearing waste. |
| 0248 B | Hercofine | P.O. Box 327, Wilmington, NC 28402 | F003. |
| 0248 C | Olin Chemical Group | Due Run Plant, P.O. Box 547, Brandenburg, KY 40108 | F003. |
| 0249 | Monsanto Chemical Intermediates Co. | 800 N. Lindeberg Blvd., St. Louis, MO 63166 | K071. |
| 0250 | McClellan Steel Corp. | Trenton Plant, 1491 W. Jefferson, Trenton, NJ 08613 | K081. |
| 0251 | Western Processing Co. | 7215 S. 196th St., Kent, WA 98031 | F003 & other solvent bearing waste. |
| 0252 | Hercules, Inc. | P.O. Box 656, Franklin, VA 23861 | F003. |
| 0253 | Brown Boveri Electric, Inc. | I-4 Industrial Park, 201 Hickman Dr., P.O. Box 1978, Sanford, FL 32771 | F006. |
| 0254 | Celanese Fibers Co. | Box 1000, Narrows, VA 24124 | F003, F005, F007 Lab waste U001, U019, U080, U112, U159. |
| 0255 | SK & F Lab. Co. Chemical Division | P.O. Box 2700, Gueyama, PR 00654 | Spent solvents. |
| 0256 | GMC Truck & Coach | 660 S. Blvd. E., Pontiac, MI 48053 | F006, F019. |
| 0257 | Hercules, Inc. | P.O. Box 249, Neck Road, Burlington, NJ 08018 | F003. |
| 0258 | Teledyne Alvac | P.O. Box 759, 2020 Ashcraft Ave., Monroe, NC 28110 | K063. |

II. PETITIONS FILED UNDER 40 CFR 260.22—Continued

(Petitions to Amend Part 261 to Exclude a Waste Produced at a Particular Facility)

| Log No | Company | Address | Waste Strings to be excluded |
|--------|--|---|--|
| 0259 | General Electric Co. | P.O. Box 2186, Hickory, NC 28601 | F008, F008, F017, F018 |
| 0260 | Heekin Can Diamond International | 8200 Broadwell Road, Cincinnati, OH 45244 | chromium bearing waste |
| 0261 | Texaco U.S.A. | P.O. Box 787, Port Neches, TX 77851 | K051 |
| 0262 | Celanese Fibers Co. | Cherry Road Station, Rock Hill, SC 29730 | F002, F003, F006 |
| 0263 | Qualitron Corp. | Box 410, Finance Drive, Danbury, CT 06810 | F008 |
| 0264 | Diamond Shamrock Corp. | P.O. Box 631, Amarillo, TX 79173 | K048, K049, F051 |
| 0265 | Unroyal, Inc. | 501 S. Water St., Sloughon, WI 53588 | F003, F005 |
| 0266 | General Cable | P.O. Box 2847, 2000 E. Jackson St., Muncie, IN 47302 | F012, F062 |
| 0267 | Welsh Co. of the South | Route 1, Box 1, Union Springs, AL 36089 | F008 |
| 0268 | Tn-City Platers, Inc. | U.S. Highway 35, South, P.O. Box 20, Walton, IN 46794 | F008 |
| 0269 | General Motors Corp., Delco-Moraine Div. | 1420 Wagoner Blvd., Dayton, OH 45401 | F006 |
| 0270 | Quaker State Oil Refinery Co. | Congo Plant, P.O. Box 336, Newell, WV 26150 | K048, K051 |
| 0271 | Union Carbide Corp. | Plant 828, P.O. Box 710, Ashtabula, OH 44004 | F007, K082 |
| 0272 | Ramsay Corp. | 300 Ramsay St., Sullivan, Mo 63080 | F008 |
| 0273 | Bethlehem Steel Corp. | Sparrows Point Plant, Baltimore, MD 21219 | F008, K082 |
| 0274 | Hytec, Inc. | Rt. 13, 711 Industrial Way, Tumwater, WA 98502 | Acetone Still Bottoms (F003) |
| 0275 | Whirlpool Corp. | 119 Birdseye St., Clyde, OH 43410 | F008 |
| 0276 | Texas Instrument, Inc. | P.O. Box 225621, Dallas, TX 75265 | F008 |
| 0277 | National Lock Washer Co. | Industrial Parkway, P.O. Box 5115, North Branch, NJ 08878 | F008 |
| 0278 | Texaco | P.O. Box 712, Port Arthur, TX 77640 | P106, P120, U018, U056, U035, U047, U054, U062, U068, U086, U020, U239, D002 |
| 0279 | Republic Steel Corp., Enduro Division | 410 Oberlin Avenue, S.W., Massillon, OH 44848 | K082 |
| 0280 | Bal Metal Container Group | 8300 W. 108th Circle, P.O. Box 589, Westminster, CO 80020 | F018 |
| 0281 | Gould, Inc. | 100 Rulay Road, Plainville, CT 06479 | F008 |
| 0282 | Inco Chemicals | Seventh Floor, Kennecott Building, Salt Lake City, UT 84133 | K047 |
| 0283 | MP & P, Inc. | 346 Huntington Ave., P.O. Box 1484, Waterbury, CT 06708 | F008 |
| 0284 | Ashland Petroleum Co. | P.O. Box 391, Ashland, KY 41114 | K051 |
| 0285 | Rockwell International | Fourth & Park, P.O. Box 108, Atchinson, KS 66002 | K061 |
| 0286 | Boil Helicopter (Tennon) | P.O. Box 442, Fort Worth, TX 76101 | F008 |
| 0287 | Aluminum Company of America | Warwick County Plant, P.O. Box 10, Highway 66, Newburgh, IN 47630 | F019 |
| 0288 | Aluminum Company of America | Tifton Plant, Southwell Blvd., P.O. Box 88, Tifton, GA 31793 | F019 |